



DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

5 I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the  
10 invention entitled SURGICAL SUTURING INSTRUMENT AND METHOD OF USE, the specification of which was filed on 10/19/2001, accorded Serial No. 10/039,601 and is identified by Attorney's Docket No. ONUX-17.

I hereby state that I have reviewed and  
15 understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of  
20 Federal Regulations, Section 1.56(a).

ONUX-17

I hereby claim priority benefits under Title 35,  
United States Code, Section 120 of United States  
Patent Application Serial No. 09/818,300, filed  
03/27/01 for SURGICAL SUTURING INSTRUMENT AND METHOD  
5 OF USE by Gregory E. Sancioff et al.

I hereby claim priority benefits under Title 35,  
United States Code, Section 119(e), of United States  
Provisional Patent Application Serial No. 60/242,166,  
filed 10/20/00 for SURGICAL SUTURING INSTRUMENT AND  
10 METHOD OF USE by Frederic P. Field et al.

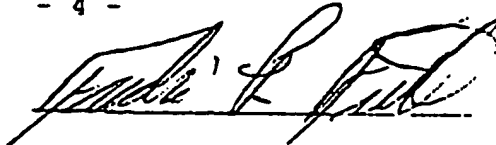
I hereby claim priority benefits under Title 35,  
United States Code, Section 119(e), of United States  
Provisional Patent Application Serial No. 60/241,936,  
filed 10/20/00 for SURGICAL SUTURING INSTRUMENT AND  
15 METHOD OF USE by Bruce B. Adams et al.

I hereby appoint Pandiscio & Pandiscio, a firm  
composed of Nicholas A. Pandiscio, Registration No.  
17293, Mark J. Pandiscio, Registration No. 30883,  
Scott R. Foster, Registration No. 20570, and James A.  
20 Sheridan, Registration No. 43114, or any of them, of  
470 Totten Pond Road, Waltham, Massachusetts 02451-

1914, (Telephone No. 781-290-0060), my attorneys with  
full power of substitution and revocation, to  
prosecute this application and to transact all  
business in the U. S. Patent and Trademark Office  
5 connected therewith.

I hereby declare that all statements made herein  
of my own knowledge are true and that all statements  
made on information and belief are believed to be  
true; and further that these statements were made with  
10 the knowledge that willful false statements and the  
like so made are punishable by fine or imprisonment,  
or both, under Section 1001 of Title 18 of the United  
States Code and that such willful false statements may  
jeopardize the validity of the application or any  
15 patent issued thereon.

Inventor's signature:



Inventor's full name:

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5-14-02

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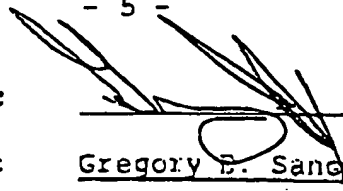
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- 5 -

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10

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ONUX-17



DOCKET NO.: D0188.70170US02

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Frederic P. Field et al.  
Serial No.: 10/737,197  
Confirmation No.: 5833  
Filed: December 16, 2003  
For: SURGICAL SUTURING INSTRUMENT AND METHOD  
OF USE

Examiner: Not Yet Assigned  
Art Unit: 3739

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 2 day of November, 2004.

Signature

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**WRITTEN STATEMENT OF CHANGE OF ENTITY STATUS**

Sir or Madam:

This letter is being sent to notify the United States Patent and Trademark Office that the entity status of the above referenced patent application is being changed to **large** entity.

If you need anything further, please contact the undersigned attorney or agent.  
Thank you for your assistance with this matter.

Respectfully submitted,

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Date: November 2, 2004  
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